

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

ROSA GLOVER	:	
	:	
	:	
Plaintiff,	:	
	:	
v.	:	CIVIL ACTION NO. 08-122
	:	
PHILADELPHIA MARINE TRADE	:	
ASSOCIATION - INTERNATIONAL	:	JURY TRIAL DEMANDED
LONGSHOREMEN ASSOCIATION	:	
CONTRACT BOARD	:	
	:	
Defendant.	:	

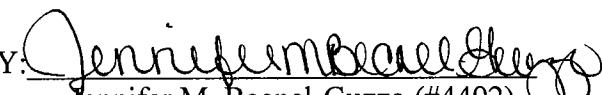
**DEFENDANT'S MOTION TO DISMISS**

Defendant Philadelphia Marine Trade Association - International Longshoreman Association Contract Board hereby moves this Court, pursuant to Fed. R. Civ. P. 12(b)(6), to dismiss Plaintiff's Complaint for failure to state a claim upon which relief may be granted.

Because Plaintiff's underlying charge of discrimination was not timely filed with the EEOC, her claim for religious discrimination is untimely. As a result, the Complaint fails to state a claim upon which relief may be granted and should be dismissed with prejudice. In support of its motion, Defendant incorporates by reference the reasons articulated in its Memorandum of Points and Authorities in support of its Motion to Dismiss.

Respectfully submitted,

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*Attorneys for Defendant*

Dated: May 1, 2008

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FOR THE DISTRICT OF DELAWARE**

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<b>Plaintiff,</b>	:	
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<b>v.</b>	:	<b>CIVIL ACTION NO. 08-122</b>
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<b>PHILADELPHIA MARINE TRADE ASSOCIATION - INTERNATIONAL LONGSHOREMEN ASSOCIATION CONTRACT BOARD</b>	:	
	:	<b>JURY TRIAL DEMANDED</b>
	:	
	:	
<b>Defendant.</b>	:	

**ORDER**

**AND NOW** on this \_\_\_\_ day of \_\_\_\_\_, 2008, upon consideration of Defendant Philadelphia Marine Trade Association - International Longshoremen Association Contract Board's Motion to Dismiss pursuant to Fed. R. Civ. P. 12(b)(6) and any response thereto, **IT IS HEREBY ORDERED THAT DEFENDANT'S MOTION TO DISMISS PLAINTIFF'S COMPLAINT WITH PREJUDICE IS GRANTED.**

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J.